

ATTORNEY DOCKET NO.: 13216.00045
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent application of
Tseh An Chen et al.

Serial No.: 09/763,330

Filed: February 22, 2001

International Appln. PCT/US99/20849

Filed: August 24, 1999

For: SALT-TOLERANT TRANSGENIC
TURFGRASSCOMMUNICATIONAssistant Commissioner of Patents
Washington, D.C. 20231

Sir:

This is in response to the Notification of Missing Requirements under 35 U.S. §371 in the United States Designated/Elected Office (DO/EO/US) dated March 15, 2001 (copy enclosed).

To complete the requirements for acceptance, an oath executed by all of the inventors is attached.

With the submission of this declaration, it is believed that all requirements under 35 U.S.C. §371 have been met.

Applicant claims small entity status under 37 C.F.R. 1.27.

03/29/2001 NGUYEN 00000044 09763330


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65.00 OP

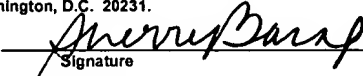
A check in the amount of \$65.00 is enclosed as payment for the surcharge for late filing of the inventors' oath. A duplicate copy of this Communication is enclosed for accounting purposes.

Please charge any additional fees associated with responding to this Notification of Missing Requirements to Deposit Account No. 50-1089.

Respectfully submitted,


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Attorney for Applicants

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Certificate of Mailing Under 37 C.F.R. 1.10	
EXPRESS MAIL NO.:	EL 582441782US
Date of Deposit:	2-27-01
I hereby certify that this paper, along with any paper referred to as being attached or enclosed and/or fee is being deposited with the United States Postal Service, "Express Mail - Post Office to Addressee" service under 37 C.F.R. 1.10, on the date indicated above, and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	
Date	3-27-01
	
	Sherry Barag
	Type or print name of person



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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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09/763330

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13216-00018 00045

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INTERNATIONAL APPLICATION NO.

PCT/US99/20849

I.A. FILING DATE

PRIORITY DATE

24 AUG 99

24 AUG 98

DATE MAILED:

15 MAR 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☐ a Designated Office (37 CFR 1.494),

☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☐ a non-English language.

☒ English.

☐ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☒ Verified Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Karen Williams *KW*

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